

BARNES & THORNBURG

SEP 27 2004

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Customer No.: 23644
Application No.: 10/804,622
Confirmation No.: 7848
Filing Date: March 19, 2004
Attorney Docket No.: 926359-95541
First Named Inventor: Edgar Beaulieu

Title: Constructed Wetlands System Treatment Apparatus and Method

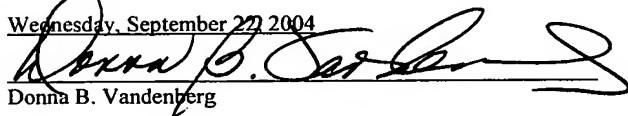
} Group Art Unit: 1724

} Examiner Name: Christopher Upton

} Certificate Under 37 CFR 1.8(a)

} I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

} Wednesday, September 22, 2004


Donna B. Vandenberg

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

- [x] AUTHORIZATION TO PAY AND PETITION FOR THE ACCEPTANCE OF ANY NECESSARY FEES. If any charges or fees must be paid in connection with the following Communication (including but not limited to the payment of Issue Fees), they may be paid out of our deposit account 12-0913. If this payment also requires a Petition, please construe this authorization to pay as the necessary Petition which is required to accompany this payment.
- [] Applicant hereby petitions for a -month extension and entry of this Amendment which is sent within the month after the due date of , 2003. The payment of \$.00 to cover the -month extension is enclosed herewith.

**RESPONSE TO RESTRICTION REQUIREMENT
AND AMENDMENT**

I. INTRODUCTION

This is in response is to the Office Action mailed August 30, 2004. In the Office Action the shortened statutory period was set to expire in one (1) month or on September 30, 2004.

The Examiner sought a restriction of the claims and an election.

The claims were grouped as follows:

I - Claims 15-17; and

II - Claims 18-31

The Examiner has stated his reasons for the restriction requirement. The applicant disagrees.

However, the applicants elect Group II, Claims 18-31 (the apparatus claims).

Several minor amendments have been made. A listing of the claims is attached.